



ANNO UNDECIMO

ELIZABETHAE II REGINAE

A.D. 1962

No. 53 of 1962

An Act to amend the Waterworks Act, 1932-1956.

[Assented to 15th November, 1962.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the "Waterworks Act Amendment Act, 1962".

(2) The Waterworks Act, 1932-1956, as amended by this Act, may be cited as the "Waterworks Act, 1932-1962".

(3) The Waterworks Act, 1932-1956, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 10.

3. Subsection (1) of section 10 of the principal Act is amended by inserting therein the following paragraph after paragraph XVIII thereof :—

XIX. For fixing scales of costs and charges for the alteration of water services, levels of topstones, valve and fire plug chambers and cast iron meter boxes and the position of pillar hydrants and indicator posts, or other similar work, to conform to the surface levels of the roadworks.

4. Section 51 of the principal Act is repealed and the following section is inserted in the principal Act in lieu thereof:—

Amendment of
principal Act,
s. 51.

51. (1) Before beginning—

Duty to give
notice before
paving street,
etc.

- (a) to first lay the pavement or hard surface in any street ; or
- (b) to relay the pavement or hard surface in any street ; or
- (c) to widen or extend the pavement or hard surface in any street ; or
- (d) to alter the level of any street ; or
- (e) to construct or alter any footpaths, gutters, kerbing or water tables in any street ; or
- (f) to construct or alter any drainage work in any street,

in which there is a water main, water service or waterwork which is the property of the Minister, the person authorized or intending so to do shall give to the Minister fourteen days' notice thereof in writing giving details of the work to be carried out, including the nature and thickness of the pavement or hard surface proposed to be made or laid thereon, or of the other work proposed to be done as the case may be.

(2) The Minister shall within fourteen days after receiving such notice advise the person who gave the same of any new water main, water service or waterworks proposed in the said street or of any resultant interference with existing water mains, water services or waterworks.

(3) Should any work referred to in subsection (1) of this section involve any alteration to any water main, water service or waterworks being the property of the Minister the person doing such work shall, subject to the provisions of subsection (6) of this section, pay to the Minister one half the actual cost of such alteration and of any damage resultant upon such work : Provided that in respect of any alteration for which a cost or charge is specifically provided by regulation such cost or charge shall be deemed to be the actual cost thereof.

(4) If information in accordance with subsection (1) of this section has not been supplied the person carrying out the work shall pay the actual cost of the alterations to the water main, water service or waterworks the property of the Minister, and of all damage resultant upon the work : Provided that in respect of any alteration for which a cost or charge is specifically provided by regulation such cost or charge shall be deemed to be the actual cost thereof.

(5) Should the alterations to the water main, water service or waterworks the property of the Minister be of such a nature as to involve expense which in the opinion of the Minister will be excessive, then the Minister may confer with the person authorized to do such work to determine whether any variations to the work proposed under subsection (1) of this section would be advantageous to the parties.

(6) Should any work referred to in subsection (1) of this section involve any alteration to any water main, water service or waterworks being the property of the Minister and the Minister is of the opinion that any water main, water service or waterworks involved in or affected by such alteration should be replaced or enlarged, the cost of all materials requisite for such replacement or enlargement shall be borne by the Minister, but all other costs and charges shall be payable in accordance with this section.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

EDRIC BASTYAN, Governor.